Page 1 of 1

Fee transmittal

1



Electronic Version v08 Stylesheet Version v08.0

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Title of Invention Method an advertisements into statistical multiplexed streams

Application Number:

09/694848

\*09/694848\*

Date:

2000-10-20

First Named Applicant:

Jeffrey Hamilton

Attorney Docket Number: 712-10

Art Unit:

2613

Examiner:

Erick Rekstad

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**Technology Center 2600** 

## **TOTAL FEE AUTHORIZED \$180**

Patent fees are subject to annual revisions on or about October 1st of each year.

#### BASIC FILING FEE

Fee Description	Fee Code	Amount \$	Fee Paid \$
Submission Of Information Disclosure Stmt Fee	1806	180	180

#### AUTHORIZED BILLING INFORMATION

The commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit account number: 501535

Access Code

Deposit name:

Expanse Networks, Inc.

Deposit authorized name: Patti Hespell

Signature:

/plh/

Date (YYYYMMDD):

2004-08-05

Charge Any Additional Fee Required Under 37 C.F.R. Sections 1.16 and 1.17.

#### **CERTIFICATE OF MAILING(37 CFR 1.8)**

**PATENT** 

reby certify that this paper (along with any paper referred to as being attached or enclosed) is being submitted by irst Class mail to the U.S. Patent and Trademark Office Commissioner for Patents, P.O. Box 1450, Alexandria, VA

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Date: 815/04

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# Technology Center 2600

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

SERIAL NUMBER	FILING DATE	FIRST NAMED INVENTO	ATTY. DKT. NO.	
09/694,848	20 OCT 2000		T712-10	
TITLE Method and Apparatus Statistical Multiplexed		dia Advertisements into	ART UNIT 2613	EXAMINER Rekstad, Erick J

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

#### INFORMATION DISCLOSURE STATEMENT

In accordance with the provisions of 37 C.F.R. §1.97, Applicants hereby wish to make of record the references listed on the accompanying PTO Forms SB/08A and 08B for consideration by the Examiner in the examination of the above-identified patent application. Copies of the patent documents are enclosed.

This Information Disclosure Statement is being submitted:

	(1)	within three (3) months of the filing date, entry into national phase in an international application or before the mailing date of the First Office Action; or
$\boxtimes$	(2)	after the period defined in (1) above but before the mailing date of a Final Rejection or Notice of Allowance, and
		Certification is made below, or
		The check, or authorization to charge deposit account no. 501535, in the amount of the fee set forth by 37 C.F.R. §1.17(p) is attached.
	(3)	after the mailing date of a Final Rejection or Notice of Allowance but before the payment of the Issue Fee, and
		Applicant hereby Petitions the Commissioner to consider the attached references; Certification is made below and the fee is included.

Attached hereto is Form PTO-SB/08A and 8B listing documents believed to be relevant to the above-captioned application. It is respectfully requested that these documents be considered by the Examiner. The relevance of each non-English document will be discussed as follows:

#### **REMARKS:**

As noted in the Amendment filed July 30, 2004, several previous 1449s submitted in this application do not appear to have been considered by the Examiner (specifically references identified as AA-AI, BA-BE, CA-CH and CN-CS). Accordingly, these references are being resubmitted. References previously identified as AA-AI on the 1449s have been resubmitted electronically, references previously identified as BA-BE, CA-CH, CN, CR and CS are again identified as BA-BE, CA-CH, CN, CR and CS on form SB08 submitted herewith, and references previously identified as CO-CQ are not being resubmitted as they are duplicates of references identified as CB, CF and CA respectively.

This disclosure statement should not be construed as a representation that a search has been made or that no other material information as defined in 37 C.F.R. § 1.56(a) exists.

It is believed that this disclosure complies with the requirements of 37 C.F.R. §§ 1.56, 1.97, and 1.98, and the Manual of Patent Examining Procedures § 609. If for some reason the Examiner considers otherwise, it is requested that the undersigned be contacted by telephone promptly so that any deficiency can be remedied.

Some of the documents may have markings thereon. No significance is intended to be attached to the markings.

The submission of these documents is not intended to be deemed an admission that they constitute analogous art.

#### **CERTIFICATION**

Ann	licant	(2)	certify	that
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- (1) Each item or reference was cited in a communication from a foreign patent office in a corresponding foreign application not more than three months prior to the filing date of the Statement; or
- (2) No item or reference was cited in a communication from a foreign patent office in a corresponding foreign application or, to the knowledge of the Applicant(s), was not known more than three months prior to the filing of the Statement.

Respectfully submitted,

Douglas J. Ryder

Reg. No. 43,073

Expanse Networks, Inc. 6206 Kellers Church Road Pipersville, PA 18947 (215)721-2100

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Sheet 1

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### INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

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Complete if Known				
Application Number	09/694,848			
Filing Date	20 OCT 2000			
First Named Inventor	HAMILTON			
Art Unit	2613			
Examiner Name	REKSTAD, ERICK J			
Attorney Docket Number	T712-10			

			U. S. PATEN	DOCUMENTS	
Examiner Initials*	Cite No.1	Document Number  Number-Kind Code <sup>2 (f known)</sup>	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	AR	US- 10/049246	01-25-2002	HAMILTON	
	AS	<sup>US-</sup> 09/553637	04-20-2000	ELDERING	RECEIVED
******	AT	<sup>US-</sup> 10/031268	10-19-2001	ELDERING	NECEIVED
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	FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No.1	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages	Ι.	
		Country Code <sup>3</sup> "Number <sup>4</sup> "Kind Code <sup>5</sup> ( <i>if known</i> )	MM-DD-YYYY		Or Relevant Figures Appear	T	
	ВА	WO9911065	03-04-1999	KLOSTERMAN			
	ВВ	WO9952283	10-14-1999	HENSLEY			
	ВС	WO9952285	10-14-1999	HENDRICKS			
	BD	WO9966719	12-23-1999	ZIGMOND			
	BE	WO0016544	03-23-2000	FREEMAN et al			
	BF	CA2303149	03-25-1999	KRAUSE et al			

Examiner	Date	
Signature	Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional). See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND** TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

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Examiner Name	REKSTAD, ERICK J			
Attorney Docket Number	T712-10			

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Examiner Initials*	Cite No.1	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant	
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	ļ	Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)	MM-DD-YYYY		Or Relevant Figures Appear	T <sup>6</sup>	
	BG	CA2264392	01-14-1999	Kitamura et al.			
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Signature	Considered	
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First Named Inventor	HAMILTON	AUG 0 9 20	J4
Art Unit	2613	Technology Cent	er Zoo
Examiner Name	REKSTAD, ERICK J.		·
Attorney Docket Number	T712-10		

		NON PATENT LITERATURE DOCUMENTS	
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
	CA	"Digital Program Insertion", SCTE DVS078, March 17, 1997	
	СВ	"Digital Ad Insertion Request for Information", Cable Television Laboratories, Inc. ("CableLabs"), April 28, 1997	
	СС	"SCTE Digital Video Subcommittee, Call for Information, Cable Head-end and Distribution Systems", SCTE DVS 089, rev 1, June 16, 1997	
	CD	"SCTE Digital Video Subcommittee, Call for Information, VBI and Ancillary Data Services", SCTE DVS 088, rev 1, June 16, 1997	
	CE	SCTE DVS/110, Response to SCTE DVS CFI (DVS/089R1): Cable Head-end and Distribution Systems, from Next level Systems, Inc., September 4, 1997, section 6 "Digital Program Inser	
	CF	SCTE DVS 112 "Recommendations for New Ad Hoc Group", Joe Davis, Digital Video Systems, New Media Division, September 16, 1997.	
	CG	SCTE DVS 113 "Digital Program Insertion Comments", Cable Television Laboratories, Inc. ("CableLabs"). September 18, 1997	
	СН	SCTE DVS 111 Digital Headend Distribution CFI Response System Description (Digital Broadcast Delivery System), Scientific Atlanta, Inc., November 24, 1997, pages 54-56	
	CN	SCTE Digital Video Subcommittee, Digital Program Insertion Ad Hoc Group, Business and Operational Dependencies, November 5, 1997, 2 pages	
	CR	Digital Video Systems, Technical Issues November 5, 1997, 5 pages	

Examiner	 Date	·
Signature	Considered	

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<sup>1</sup> Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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der the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number. Complete if Known ite for form 1449/PTO 08/05/04 **Application Number** 09/694,848 NFORMATION DISCLOSURE **Filing Date** 20 OCT 2000 STATEMENT BY APPLICANT First Named Inventor AUG 0 9 200 **HAMILTON** Art Unit 2613 (Use as many sheets as necessary) **Examiner Name** REKSTAD, ERICK J. Attorney Docket Number Sheet 4 T712-10 of

NON PATENT LITERATURE DOCUMENTS				
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>	
	cs	SHEN, PAUL Imedia Corporation, Imedia CherryPicker™, Router Re-Multiplexer™ for Digital Programming June, 1998, 12 pages.		
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Examiner	Date	
Signature	Considered	

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